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FORT LAUDERDALE FL 33301

In re Application of  
Mitchel Karl  
Serial No.: 10/785,169  
Filed: February 23, 2004  
Attorney Docket No.: 43069-0003

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: PETITION TO MAKE SPECIAL  
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This is in response to the petition filed February 23, 2005, to make the above-identified application special under the provisions of 37 CFR 1.102(d).

M.P.E.P. 708.02, X, states as follows:

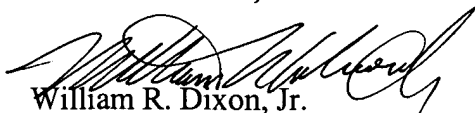
Applicants who desire that an application relating to HIV/AIDS or cancer be made special should file a petition and the fee under 37 CFR 1.17(h) requesting the U.S. Patent and Trademark Office to make the application special. The petition for special status should be accompanied by a statement explaining how the invention contributes to the diagnosis, treatment or prevention of HIV/AIDS or cancer.

A review of the claims shows that they are directed to treatment of cardiac conditions, not HIV or cancer. Further, no explanatory statement as required has been filed. Applicant has not satisfied the provisions set forth in M.P.E.P. 708.02, X. Therefor the petition is **DISMISSED**.

**The application will be acted on in turn.**

Any renewed petition must be filed within TWO MONTHS of this decision in order to be considered timely.

Should there be any questions with regard to this letter please contact William R. Dixon, Jr. by letter addressed to the Director, Technology Center 1600, P.O. Box 1450, Alexandria, VA 22313-1450, or by telephone at 571-272-0519 or by facsimile transmission to the Office general facsimile number, 571-273-8300.

  
William R. Dixon, Jr.  
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